

MICHAEL I. KROLL
ATTORNEY AT LAW

171 STILLWELL LANE - SYOSSET, NEW YORK 11791

516-367-7777 800-367-7774*

FAX 800-367-7999* CAR PHONE 800-367-7779*

*TOLL FREE US & CANADA

International Phone/Fax 516-692-2787

Internet-www.invention.com E-mail-patent@invention.com

PATENTS, TRADEMARKS & COPYRIGHTS

Mail Stop Patent Applications
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

23 February 2004

NON-PUBLICATION REQUEST

This is a non-publication request which is submitted with the filing of the below referenced patent application.

2. The application is not to be published under 35 U.S.C. 122 (b).
3. This will certify that the invention disclosed in the application has not been and will not be the subject of an application filed in another country, or a multilateral international agreement, that requires publication at eighteen months after filing.

[Signature]
Michael I. Kroll - dated
Attorney for applicant
Registration s/n: 26,755

23 February 2004

Re: US Utility Patent Application
Title: Exercise and Game Controller Apparatus and Method
Inventor: **Richard LaVelle**
Filing/Patent pending date: 23 February 2004
Attorney docket no.: RL-1-gw

Honorable Commissioner for Patents

Enclosed for filing please find the following:

1. Original Patent Specification
2. Copy of Drawing(s)
3. Original Declaration and Power of Attorney
4. Small Entity Declaration
5. Check for Filing Fee
 - a. please charge any deficiency to my deposit account 500,716
6. Stamped self-addressed postcard
7. Non-publication request
8. Informational Disclosure Statement

Applicant/inventor is a small entity.

Please indicate on enclosed postcard the application serial number and mail this pre-paid postcard to acknowledge receipt of this transmittal.

encl.
MIK/ms

Very truly yours,
[Signature]
Michael I. Kroll

70377 U.S. PTO
10/784338

